



**REGULAR CITY COUNCIL MEETING  
MEETING AGENDA  
WEDNESDAY, JANUARY 25, 2017**

**Closed Session Meeting – 5:00 PM  
Regular Meeting - 6:30 PM**

**City Hall – Beryl P. Robinson, Jr. Conference Room  
317 Broad Street, Nevada City, CA 95959**

**MISSION STATEMENT**

*The City of Nevada City is dedicated to preserving and enhancing its small town character and historical architecture while providing quality public services for our current and future residents, businesses and visitors.*

**Evans Phelps, Mayor**

**Reinette Senum, Council Member  
David Parker, Council Member**

**Duane Strawser, Vice Mayor  
Valerie Moberg, Council Member**

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The City Council welcomes you to its meetings which are scheduled at 6:30 PM on the 2<sup>nd</sup> and 4<sup>th</sup> Wednesdays of each month. Your interest is encouraged and appreciated. This meeting is recorded on DVD and is televised on local public television Channel 17. Other special accommodations may be requested to the City Clerk 72 hours in advance of the meeting. Please turn off all cell phones or similar devices. Action may be taken on any agenda item. Agenda notices are available at City Hall. Materials related to an item on this Agenda submitted to the Council after distribution of the agenda packet are available for public inspection in the City Hall at 317 Broad Street, Nevada City, CA during normal business hours.

**ANY MEMBER OF THE PUBLIC DESIRING TO ADDRESS THE COUNCIL ON ANY ITEM ON THIS AGENDA:** After receiving recognition from the Mayor, give your name and address, and then your comments or questions. Please direct your remarks to the Councilmembers. In order that all interested parties have an opportunity to speak, please limit your comments to the specific item under discussion. All citizens will be afforded an opportunity to speak, consistent with their Constitutional rights. Time limits shall be at the Mayor's discretion. **IF YOU CHALLENGE** the Council's decision on any matter in court, you will be limited to raising only those issues you or someone else raised at the meeting or Public Hearing described on this agenda, or in written correspondence delivered to the City Council at, or prior to, the meeting or Public Hearing.

**CLOSED SESSION MEETING – 5:00 PM**

1. Pursuant to Government Code Section 54956.8 Real Property Transactions: Closed meeting with negotiators, City Manager Mark Prestwich, Assistant City Manager Catrina Olson, Contract City Attorneys Ryan Jones and Kimberly Hall Barlow regarding purchase price and/or terms of acquisition of property identified as APN 05-100-69 and 97 (portions).
2. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION pursuant to Government Code §54956.9 – Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Section 54956.9: 2 potential cases.
3. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION pursuant to Government Code §54956.9 – Significant exposure to litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9: 1 potential case.

## **REGULAR MEETING – 6:30 PM - Call to Order**

**Roll Call:** Moberg, Parker, Senum, Vice Mayor Strawser, & Mayor Phelps

### **PLEDGE OF ALLEGIANCE**

### **PROCLAMATION:**

**PRESENTATION:** California Arts Council - Cultural Districts Program, Eliza Tudor, Executive Director, Nevada County Arts Council

### **BUSINESS FROM THE FLOOR**

#### **1. PUBLIC COMMENT**

Under Government Code Section 54954.3, members of the public are entitled to address the City Council concerning any item within the Nevada City Council's subject matter jurisdiction. Comments on items NOT ON THE AGENDA are welcome at this time. Normally, public comments are limited to no more than three minutes each. **Except for certain specific exceptions, the City Council is prohibited from discussing or taking action on any item not appearing on the posted agenda.**

#### **2. COUNCIL MEMBERS REQUESTED ITEMS AND COMMITTEE REPORTS:**

#### **3. CONSENT ITEMS:**

All matters listed under the Consent Calendar are to be considered routine by the City Council and will be enacted by one motion in the form listed. There will be no separate discussion of these items unless, before the City Council votes on the motion to adopt, members of the Council, City staff or the public request specific items to be removed from the Consent Calendar for separate discussion and action.

**A. Subject:** Fire Activity Report – December 2016

**Recommendation:** Receive and file.

**B. Subject:** Agreement Between County of Nevada and City of Nevada City for Management of the Nevada City Veteran's Building

**Recommendation:** Pass a Motion authorizing the Mayor to execute an Agreement with the County of Nevada for management of the Nevada City Veteran's Building.

**C. Subject:** Side Letter No. 1 to the Nevada City Miscellaneous Employees Association Memorandum of Understanding (MOU) – New Classifications for Senior Maintenance Worker and Wastewater/Water Treatment Plant Operator III – Lead (WWTP/WTP)

**Recommendation:** Review and approve Side Letter No. 1 to the Nevada City Miscellaneous Employees Association MOU implementing new classifications for Senior Maintenance Worker and Wastewater/Water Treatment Plant Operator III - Lead.

**D. Subject:** Approval of the Subrecipient Agreement with Nevada County Transportation Commission for Transportation Planning  
**Recommendation:** Pass Resolution 2017-XX approving of the Subrecipient Agreement with the Nevada County Transportation Commission for Transportation Planning and authorizes the Mayor to sign.

**E. Subject:** Q2 Sales Tax Report (April 2016-June 2016)  
**Recommendation:** Receive and file.

**4. APPROVAL OF ACTION MINUTES:**

**A.** City Council Meeting – January 11, 2017

**5. DEPARTMENT REQUESTED ACTION ITEMS AND UPDATE REPORTS:**

**A. Subject:** 1<sup>st</sup> Quarter Financial Update, Fiscal Year 16/17  
**Recommendation:** Receive and File.

**B. Subject:** Ratification of City of Nevada City Disaster Proclamation  
**Recommendation:** Pass Resolution 2017-XX ratifying Director of Civil Defense and Disaster Council's Proclamation Declaring the Existence of a Disaster.

**6. PUBLIC HEARINGS:**

**7. OLD BUSINESS:**

**A. Subject:** Ordinance: Regulation of Mobile Food Vending in Nevada City (second reading)  
**Recommendation:** Waive further reading and pass an Ordinance Adding Chapter 10.44 to the Nevada City Municipal Code Regulating Mobile Food Vending on Public and Private Property.

**B. Subject:** An Ordinance of the City of Nevada City amending Title 15 of the Nevada City Municipal Code to adopt the 2016 California Building Standards with local amendments similar to those adopted by Nevada County by Ordinance No. 2424 (second reading)  
**Recommendation:** Approve finding that CEQA general rule exception applies, finding this action reflects the independent judgment of the City Council of Nevada City; waiving further reading and pass Ordinance amending Title 15 of the Nevada City Municipal Code.

**8. NEW BUSINESS:**

**A. Subject:** Informational Update: 2017 Nevada County Local Agency Formation Commission Sphere of Influence Update for Nevada City  
**Recommendation:** Discuss and provide direction to the City Manager.

**9. CORRESPONDENCE:**

**10. ANNOUNCEMENTS:**

## 11. CITY MANAGER’S REPORT:

## 12. ADJOURNMENT

### **Certification of Posting of Agenda**

I, Mark Prestwich, City Manager for the City of Nevada City, declare that the foregoing agenda for the January 25, 2017 Regular Meeting of the Nevada City City Council was posted January 20, 2017 at the office of the City of Nevada City (City Hall). The agenda is also posted on the City’s website [www.nevadacityca.gov](http://www.nevadacityca.gov).

Signed January 20, 2017 at Nevada City, California

\_\_\_\_\_, Mark Prestwich, City Manager

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### **CITY OF NEVADA CITY City Council Long Range Calendar**

February 8, 2017	Regular Council Meeting
February 13, 2017	Special Meeting – City Council/Planning Commission Goal Setting Workshop
February 20, 2017	City Hall Closed – Presidents Day
February 23, 2017	Regular Council Meeting
March 8, 2017	Regular Council Meeting
March 22, 2017	Regular Council Meeting

NOTE: This list is for planning purposes; items may shift depending on timing and capacity of a meeting.

**NOTICE:** *As presiding officer, the Mayor has the authority to preserve order at all City Council meetings, to remove or cause the removal of any person from any such meeting for disorderly conduct, or for making personal, impertinent, or slanderous remarks, using profanity, or becoming boisterous, threatening or personally abusive while addressing said Council and to enforce the rules of the Council.*